



Docket No.: E0295.70117US00

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David Black
Serial No.: 09/605044
Confirmation No.: 4788
Filed: June 27, 2000
For: METHOD AND APPARATUS FOR MAINTAINING INVENTORY
OF LOGICAL VOLUMES STORED ON ELEMENTS
Examiner: Matthew D. Anderson
Art Unit: 2186

Certificate of Mailing Under 37 CFR 1.8(a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: April 19, 2006

Richard F. Giunta, Reg. No. 36,149

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith are the following documents:

- ☒ Part B — Issue Fee Transmittal
- ☒ Comments on Examiner's Statement on Reasons for Allowance
- ☒ Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 646-8000, Boston, Massachusetts.

A check in the amount of \$1,400.00 is enclosed to cover the issue fee and patent copies. If the fee is insufficient, the balance may be charged to Deposit Account 23/2825.

Dated: April 19, 2006

Respectfully submitted,

By:

Richard F. Giunta
Registration No.: 36,149
WOLF, GREENFIELD & SACKS, P.C.
Federal Reserve Plaza
600 Atlantic Avenue
Boston, Massachusetts 02210-2206
(617) 646-8000



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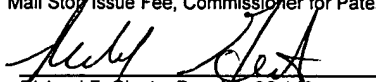
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Dear Sir:

COMMENTS ON EXAMINER'S STATEMENT ON REASONS FOR ALLOWANCE

Applicant agrees that each of the independent claims patentably distinguishes over the prior art cited in this application.

The Examiner's Statement of Reasons for Allowance seeks to paraphrase some aspects of the independent claims. However, the Examiner's paraphrasing of claim 1 includes some inaccuracies. In addition, the Statement of Reasons for Allowance treats claims 16 and 22 as being identical, although claim 22 is directed to a storage management facility and claim 16 is directed to a storage element. In addition, while claim 16 recites a storage medium to store logical volumes, claim 22 does not recite such a storage medium.

Applicant emphasizes that each of the independent claims is allowable over the prior art of record based solely upon the language in the claims themselves, such that any inaccuracy in the paraphrasing provided in the Statement of Reasons for Allowance should not be considered in any way to alter the proper interpretation of the claims.

If the Examiner disagrees with any of the foregoing, he is respectfully requested to contact the undersigned at the number listed below to discuss how the record can be made clear.

If there are any questions concerning the foregoing, the Examiner is invited to contact the undersigned at the number listed below.

Dated: April 19, 2006

Respectfully submitted,

By: 

Richard F. Giunta

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